

Message Text

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ACTION EB-06

INFO OCT-01 ARA-06 EUR-08 IO-04 ISO-00 AF-04 EA-06 NEA-06

RSC-01 L-01 FRB-01 OMB-01 TAR-01 SP-02 SWF-01 AGR-05

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SIL-01 STR-01 TRSE-00 CIEP-01 CEA-01 FEA-01 DRC-01

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FM USMISSION USUN NEW YORK

TO SECSTATE WASHDC 6456

INFO USMISSION EC BRUSSELS

USMISSION OECD PARIS

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E.O. 11652: N/A

TAGS: UNCTAD, EGEN, ETRD

SUBJ: CHARTER OF ECONOMIC RIGHTS AND DUTIES -- TRADE

PARAGRAPHS

REFS: A) USUN 4054; B) USUN 4068

1. PARAGRAPH 21. GROUP OF 77 REJECTED DRAFTING GROUP PROPOSAL (REF A). USDEL PARTICIPATED IN DRAFTING GROUP WHICH DEVELOPED FOLLOWING NEW PROPOSAL: "DEVELOPING COUNTRIES SHOULD ENDEAVOR TO PROMOTE THE EXPANSION OF THEIR MUTUAL TRADE AND, TO THIS END, MAY, IN ACCORDANCE WITH THE EXISTING AND EVOLVING PROVISIONS AND PROCEDURES OF INTERNATIONAL AGREEMENTS, WHERE APPLICABLE, GRANT TRADE PREFERENCES TO OTHER DEVELOPING COUNTRIES WITHOUT BEING

OBLIGED TO EXTEND SUCH PREFERENCES TO DEVELOPED

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COUNTRIES, PROVIDED THESE ARRANGEMENTS DO NOT CONSTITUTE

AN IMPEDIMENT TO GENERAL TRADE LIBERALIZATION AND EXPANSION".

2. PARAGRAPH 19. THERE APPEARS TO BE NO PROSPECT OF AGREEMENT ON BASIS OF PROPOSAL WHICH EMERGED FROM DRAFTING GROUP (REF B). BOTH AUSTRALIA AND JAPAN HAVE APPROACHED USDEL TO EXPRESS CONCERN THAT TYPE OF LANGUAGE DISCUSSED IN DRAFTING GROUP DOES NOT PROTECT THEIR INTERESTS AS WELL AS LANGUAGE WHICH EMERGED FROM LATEST GENEVA CONSULTATIONS. THESE DELEGATIONS FEEL THAT AN OBLIGATION TO GIVE SERIOUS CONSIDERATION WHERE FEASIBLE AND APPROPRIATE IS QUITE MILD IN CONTRAST TO TEXT ON PREFERENTIAL TREATMENT WHICH EMERGED FROM THE SIXTH SPECIAL SESSION AND HAVE URGED U.S. TO RECONSIDER ITS OPPOSITION. GIVEN QUALIFICATIONS "WHERE FEASIBLE AND APPROPRIATE", NO OTHER DELEGATION HAS HAD DIFFICULTY WITH ADJECTIVE "NON-RECIPROCAL".

3. PARAGRAPH 5. VARIOUS ALTERNATIVES HAVE BEEN REFERRED TO A SMALLER GROUP TO MEET OCTOBER 16. GROUP OF 77 ALTERNATIVE NOW READS: "ALL STATES HAVE THE RIGHT TO ASSOCIATE IN ORGANIZATIONS OF COMMODITY PRODUCERS IN ORDER TO DEVELOP THEIR NATIONAL ECONOMIES AND TO ACHIEVE STABLE FINANCING FOR THEIR DEVELOPMENT, IN PARTICULAR THAT OF DEVELOPING COUNTRIES." AUSTRALIAN AND EC ALTERNATIVES REMAIN UNCHANGED. USDEL CONTINUED TO URGE DELETION OF PARAGRAPH.

4. PARAGRAPHS 4 AND 26. EC AND SOVIET DELEGATES ENGAGED IN HEATED EXCHANGE ON 26 BUT THERE WAS NO PERCEPTIBLE CHANGE IN POSITIONS. CHAIRMAN OF TRADE SUB-GROUP (MONTGOMERY) SUGGESTED, AS USUAL, THAT PARAGRAPHS BE REFERRED TO SMALLER INFORMAL GROUP. IN THAT GROUP USSR INTRODUCED FOLLOWING PROPOSAL ON PARAGRAPH 26: "ALL STATES HAVE THE DUTY TO CO-EXIST PEACEFULLY AND LIVE TOGETHER IN TOLERANCE IRRESPECTIVE OF DIFFERENCES IN POLITICAL, ECONOMIC, SOCIAL AND CULTURAL SYSTEMS, AND TO FACILITATE TRADE BETWEEN COUNTRIES HAVING DIFFERENT ECONOMIC AND SOCIAL SYSTEMS. INTERNATIONAL TRADE SHOULD BE CONDUCTED WITHOUT PREJUDICE TO GENERALIZED NON-DISCRIMINATORY AND LIMITED OFFICIAL USE

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NON-RECIPROCAL PREFERENCES IN FAVOUR OF DEVELOPING COUNTRIES AND ON THE BASIS OF MUTUAL ADVANTAGE, EQUITABLE BENEFITS AND MOST-FAVoured-NATION TREATMENT." ON PARAGRAPH 4, USSR INDICATED IT WOULD ACCEPT BRILLANTES COMMITTEE PROMISE WITH DELETION OF "I.E. STATES IN SIMILAR SITUATIONS SHOULD NOT BE GIVEN DIFFERENT TREATMENT".

5. PARAGRAPH 28. GROUP B HAD EXTENSIVE DISCUSSION OF

PARAGRAPH 28. FRENCH DELEGATE CIRCULATED A PROPOSAL WHICH
READS: "ALL STATES SHOULD TAKE INTO ACCOUNT, WHENEVER
ACTION ON PRICES IS FEASIBLE, THE EVOLUTION OF THE TERMS
OF TRADE (OF DEVELOPING COUNTRIES), WITH A VIEW TO PROMOTE
JUST AND EQUITABLE PRICES WHICH SHOULD BE PROFITABLE FOR
PRODUCERS AND FAIR TO CONSUMERS." TEXT WAS SUPPORTED BY
DUTCH WHILE JAPAN AND WEST GERMANY JOINED U.S. IN
EXPRESSING SERIOUS RESERVATIONS. USDEL UNDERTOOK TO
TRANSMIT TEXT TO WASHINGTON FOR COMMENTS. GENERAL
CONSENSUS OF GROUP B WAS THAT IT WOULD NOT BE POSSIBLE
TO DELETE PARAGRAPH 28 ALTOGETHER FROM CHARTER.
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